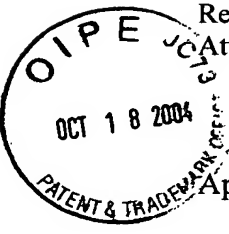


Application No. 10/004,259  
Paper Dated October 13, 2004  
Reply to USPTO Corres. of Oct. 6, 2004  
Attorney Docket No. 116-011833

STW  
1743



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/004,259 Confirmation No. 3750  
Applicant : TOSHIKAZU TAKASE  
Filed : November 1, 2001  
Title : ANALYSIS SYSTEM AND ANALYSIS METHOD  
Art Unit : 1743  
Examiner : Latoya I. Cross  
Customer No. : 28289

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

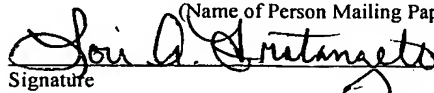
RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

Sir:

In response to the Election/Restriction Requirement set forth in the Office Action dated October 6, 2004, the Applicant provisionally elects to prosecute the claims in Group I (claims 1-8, 12-17, and 21-25).

The Applicant respectfully traverses the Restriction Requirement. The inventions of Groups I and II are not independent and distinct. The claims in Group I are system or apparatus claims and the claims in Group II are method claims. The limitations in the apparatus claims closely parallel the limitations in the method claims. The Examiner has acknowledged that the field of search is identical.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 13, 2004.


Lori A. Fratangelo  
(Name of Person Mailing Paper)  
 10/12/04  
Signature Date

The claims are clearly not independent since they are connected in design, operation, and effect (MPEP 808.01). The claims clearly are not distinct since they do not have different modes of operation, different functions, and different effects (MPEP 808.04).

The Examiner gives only conclusions and not reasons for justifying the Restriction Requirement. The Examiner is respectfully requested to reconsider the Restriction Requirement.

Respectfully submitted,

WEBB ZIESENHEIM LOGSDON  
ORKIN & HANSON, P.C.

By   
David C. Hanson, Reg. No. 23,024  
Attorney for Applicant  
700 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219-1818  
Telephone: 412-471-8815  
Facsimile: 412-471-4094  
E-Mail: webblaw@webblaw.com